

EXHIBIT A
(Proposed Order)

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6 **UNITED STATES BANKRUPTCY COURT**
7 **EASTERN DISTRICT OF WASHINGTON**

8 In re:

9 GIGA WATT, Inc., a Washington
10 corporation,
Debtor.

11 MARK D. WALDRON, as Chapter 7
12 Trustee,

13 Plaintiff,

14 vs.

15 PERKINS COIE LLP, a Washington
16 limited liability partnership,
17 LOWELL NESS, a California
resident, GIGA WATT PTE., LTD., a
Singapore corporation, and ANDREY
KUZENNY, a citizen of the Russian
Federation,

18 Defendants.

19 -and-

20 THE GIGA WATT PROJECT, a
21 partnership,

22 Nominal Defendant.

Case No. 18-03197 FPC 11

The Honorable Frederick P. Corbit

Chapter 7

Adv. Case No. 20-80031

**[PROPOSED] ORDER
GRANTING TRUSTEE'S EX
PARTE MOTION TO FILE
UNREDACTED COMPLAINT
UNDER SEAL**

23 [PROPOSED] ORDER GRANTING
24 EX PARTE MOTION TO
25 SEAL COMPLAINT – Page 1

1 This matter came to the Court upon the *Trustee's Ex Parte Motion to File*
2 *Unredacted Complaint Under Seal* (the "Motion") [[AP ECF 1](#)]. The Court having
3 reviewed the Motion and the record of this Court and

4 FINDING THAT the *Order Regarding Production of Documents*
5 *Responsive to Rule 2004 Order and Placing Limits on the Use of Confidential*
6 *Information in Such Documents*, dated August 13, 2020 [[ECF No. 673](#)] (the
7 "Protective Order") requires the Trustee to file under seal confidential
8 information, within the meaning of the Protective Order; and

9 FURTHER FINDING that Perkins Coie has designated certain material as
10 confidential pursuant to the Protective Order; that the Trustee has filed a redacted
11 version of the Complaint; and that the Trustee now seeks to file the unredacted
12 version of the Complaint under seal; and

13 FURTHER FINDING that the Trustee has shown a compelling reason for
14 filing the Complaint under seal and has also shown specific prejudice or harm if
15 the Complaint were not filed under seal. Specifically, the Protective Order
16 required the Trustee to seek this Order. Filing an unredacted version would have
17 exposed the Trustee to contempt.

18 BASED ON THE FOREGOING IT IS HEREBY ORDERED:

- 19 1. The Motion is granted;
- 20 2. The Trustee shall file the Complaint under seal; and

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23 [PROPOSED] ORDER GRANTING
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25 SEAL COMPLAINT – Page 2

1 3. The Trustee may serve the unredacted version of the Complaint upon
2 the Defendants.

3 ///END OF ORDER///
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17 Presented by:

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24 EX PARTE MOTION TO
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